

CHESTNUTHILL TOWNSHIP SUPERVISORS  
ROUTE 715, BRODHEADSVILLE, PA 18322  
MINUTES OF MEETING – August 5, 2008

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m on Tuesday, August 5, 2008 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Leigh Kane (Vice-Chairman), Dave Fleetwood (Supervisor), Atty. Joseph P. McDonald, Jr., David Albright (Township Manager) and Cathy A. Martinelli (Office Manager).

The **Pledge of Allegiance** to the Flag was led by Helen Beers.

**Executive Session.** Was held on 7/1/08 & 7/15/08 on a litigation and real estate issue.

**Unit Care Agreement.** None.

**Parks.** Bernie Kozen was absent therefore, Dave A. gave an update:

Movie – Evan Almighty was shown about 80 people attended.

Art in the Park – 22 artists displayed their works, 200 people attended.

On Lot Septic Seminar – will be held on Saturday 10/25/08.

Dog Walking – People have been enjoying walking their dogs, and are using the dogie bags.

**Minutes.** On motion made by Leigh, seconded by Dave it was voted to approve the minutes of the July 1, 2008 meeting, as distributed. (3-0) On motion made by Dave, seconded by Chuck it was voted to approve the minutes of the July 15, 2008 meeting, as distributed. (2-0) (Leigh abstained as she was absent for the meeting)

**Public Comment.**

**Atty. Dave Martino** asked the Board to look into a water problem his client, Chris Herdman is having on County Park Road. Chuck explained that our engineer has been out to the site several times. We will have our Engineer forward any reports/correspondence to Atty. Martino.

**Resident Mr. Thody.** Asked for an update on the line painting.

**Resident Ms. Wassum.** Has received an notice of violation from the Zoning Office regarding placing a pool in the flood plain. Her concern is the fee of \$3000.00 to apply to the Zoning Hearing Board for a variance. The Board will look into this issue.

### **Correspondence.**

On motion made by Leigh, seconded by Dave it was voted to approve the following donation requests (3-0):

Brodhead Watershed – Adopt a Stream donation	\$250.00
Western Pocono Jaycees – Fall sports program	\$100.00
Monroe County Public Officials – Ad	\$85.00
Deputy Phil workbook donation	\$499.00

WE Ambulance & WE Life Support. We have received a letter stating the Ambulance and Life Support will be merging as of October 1, 2008.

### **Old Business.**

#### **HRG – Project Proposals.**

Warner Road & Triebel Road Projects.

We have several projects pending and HRG has asked us to adjust the budget for the Warner Road culvert project and transfer the monies to the Triebel Road bridge and culvert project. The Warner Road project is under budget and the Triebel Road is over budget. On motion made by Leigh, seconded by Dave it was voted to approve this transfer of \$12,500.00 from one project to the other. (3-0)

#### **Lake Mineola Road Realignment.**

HRG has sent a proposal for engineering and technical time developing the alignment and associated documentation for Lake Mineola Road. The fee is \$8,800.14. On motion made by Dave, seconded by Leigh it was voted to approve this proposal. (3-0)

#### **Discuss and possibly award aluminum cans, bimetal cans and cardboard bids.**

The bids were as follows:

<b>Bidder</b>	<b>Description</b>	<b>Bid Amount</b>
Cougles Recycling	Corrugated Cardboard	\$105.00/ton Less \$240.
Accurate Recycling	Corrugated Cardboard	\$117.50/ton

On motion made by Leigh, seconded by Dave it was voted to award the cardboard bid to Accurate Recycling at \$117.50/ton. (3-0)

<b>Bidder</b>	<b>Description</b>	<b>Bid Amount</b>
Cougles Recycling	Bi-Metal Cans	\$408.00/ton Less \$240.
Accurate Recycling	Bi-Metal Cans	\$375.00/ton (short ton)

On motion made by Dave, seconded by Leigh it was voted to award the bi-metal can bid to Cougle's Recycling at \$408.00/ton less \$240.00 transport charge. (3-0)

<b>Bidder</b>	<b>Description</b>	<b>Bid Amount</b>
Cougles Recycling	Aluminum Cans	\$0.85/lb. Less \$240.
Accurate Recycling	Aluminum Cans	\$0.75/lb. (short ton)

On motion made by Leigh, seconded by Dave it was voted to award the aluminum can bid to Cougle's Recycling at \$0.85/lb less \$240.00 transport charge. (3-0)

Change date of public hearing – Outdoor Wood-Fired Burner/Furnance.

On motion made by Chuck, seconded by Leigh it was voted to change the public hearing date to September 2, 2008 at 6:30 p.m. (3-0)

Regency Plaza – Atty. Matergia.

Atty. Matergia was present to discuss the status of the Regency Plaza proposed Dunkin Donuts. He went over the prior history of the facility. A lengthy discussion ensued. Atty. Matergia was asking the Board to consider signing an agreement that would allow Dunkin Donuts to be built without DEP approval of the planning module. The Board has said consistently that an approved planning module would be required. Atty. Matergia said he will look to DEP for an answer.

Shiffer option contract.

This is a 51 acre parcel off Merwinsburg Road. It has a historic hotel on the property. Back in March there were approvals to move forward with an appraisal of the property, construction review and filing of grants through DCNR and Monroe County Open Space program for \$235,000.00 each. If the option contract is signed tonight we would move forward on an environmental assessment and sewage inspection. On motion made by Leigh, seconded by Dave it was voted to sign the option contract. (3-0)

New Business.

Lehigh Valley Inspection Service. Lehigh Valley Inspection Service has asked the Board for a minimal increase in their fees to cover the rising costs of fuel, etc. On motion made by Leigh, seconded by Chuck it was voted to approve and sign resolution 2008-13. (2-0) (Note: Dave F stepped out of the room)

Pick a date to adopt Ordinance & Intergovernmental Agreement (MCPC). This Ordinance and Intergovernmental Agreement was previously adopted by Chestnuthill Township, however, the other Townships within the region have made minor revisions to the agreement. Therefore, we need to readvertise and readopt this with the revised changes. On motion made by Chuck, seconded by Leigh it was voted to hold a public hearing on September 16, 2008, at 6:30 p.m. (3-0)

**Bills.** On motion made by Leigh, seconded by Dave it was voted to pay the general and state fund bills. (3-0)

**Plans.**

**Kal-Tac Inc.** (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Leigh, seconded by Dave it was voted to table this plan (3-0) (**open ended waiver**)

**Rehrig Subdivision** (Minor Subdivision) Melham Associates. Everything was in order, on motion made by Leigh, seconded by Dave it was voted to approve this plan subject to receiving any outstanding fees. (3-0) On motion made by Dave, seconded by Leigh it was voted to approve planning module resolution # 2008-14. (3-0)(**90-day review ends 8/21/08**)

**Pratixa Land Development** (Prelim/Final Plan) Carbon Engineering. Mike Tirpak was present on behalf of this plan. Engineer McDermott's comment letter dated July 25, 2008 and August 4, 2008 were reviewed. The cost estimate dated August 4, 2008, was denied. Several outstanding issues were the developers agreement, letter of credit, revised cost estimate, HOP and fair share contribution. A lengthy discussion ensued and on motion made by Chuck, seconded by Leigh it was voted to table this plan. (3-0) (**waiver until 11/30/08**)

**Maldonado-Colon** (Lot joinder) Frank Smith. Engineer Christman of Keystone Engineering reviewed this plan.. It was requested by Frank Smith for a waiver on a double frontage lot. On motion made by Leigh, seconded by Dave it was voted to approve this waiver request. (3-0) A brief discussion ensued and on motion made by Dave, seconded by Leigh it was voted to approve and sign this plan subject to receiving any outstanding fees. (3-0) (**90-day review ends 8/21/08**)

**Weiss, Ellis R, Jr.** (Minor Subdivision) Robert Beers. Jonathan Shupp was present on behalf of this plan. Everything was in order, on motion made by Leigh, seconded by Dave it was voted to approve and sign this plan subject to receiving any outstanding fees. (3-0) (**90-day review ends 9/18/08**)

**Planning Module Approval.**

**PV Assembly of God.** Helen advised the Board that this plan is ready for a resolution number for the planning module. On motion made by Leigh, seconded by Dave it was voted to assign resolution # 2008-15. (3-0)

**Atty. McDonald** – Wanted to make the Board aware that Whispering Woods Estates – Copperwood Court, is looking to be dedicated to the Township. We should keep this item on the agenda until further notice.

**Adjournment.** There being no further business, on motion made by Chuck, seconded by Leigh it was voted to adjourn into executive session at 9:26 p.m. on real estate and litigation issues. (3-0)

Respectfully submitted,

Cathy A. Martinelli  
Recording Secretary